App F IX 4

Previous References P 1HE 194 (MI)

File No 87-48

Serial Nos 4.5

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos -Two

Part B for Sept 48

SUBJECT

Amendment to Section 51 (1)(6) of the Mysore City Munl. Act 1933 for licensing, regulating and inspecting certain business in B. lore city

2 2051/1-9-48

To

Municipal Commissioner Bangalore
through the President

Sanctioned

1547

From the Municipal Town Bacalhoa city-

AF C 123 d 11-9-47

States that the byelaws framed under Section 51 (1) (b) of the Act are applicable to such businesses conducted in places not belonging to the Municipal Council but do not apply to any place belonging to the Municipality, and requests Section to amend Section 51 (1) b of the Act, by deleting the words "not belonging to the Municipal C and substituting the words "in Municipal limits"

1) Section 51 (1) b of the Act is proposed to be amended, in the interest of public health and safety as is considered necessary to make these Byelaws applicable to all cases alike, whether the place of business belongs to Municipal Council or otherwise

Map A

1547
MC 5 4 2 6 8

2) A detailed note regarding the amendments to amend the Act with the opinion of the Municipal Advocate will be called for

3) [illegible]

4) Letter with a draft letter for approval

5) Approved

14/10

TYPING SECTION
16 OCT 1947
CH & EL SECTN

To

The Municipal Town
Bureaucracy

10381 dt 21-10-47

Calls for the above information from the Municipal Town Asst C 123 dt 22-1-48 states that the Health officer has been reminded in the matter by the receipt of [illegible] report will be awaited till 1-3-48 Yes

Send B till 1-3-48)
for

31/1/48 for 3 weeks

1587
RL

1547/4827

4822
Jew

From the Municipal Commr Bangalore city

A8 C 123 dated 11-2-48

Fds a detailed note received from the Health officer re amending Section 51(1) (b) of the Mysore city Municipalities Act 1933 together with the opinion of the Municipal Advocate

8) The proposal involves an amendment of Section 51(1)(b) of the Mysore city Municipalities Act 1933

9) The Law Section may be consulted

20/2/48 Pr 23/2/48

24/2/48

Law Secy
W/C

25/2/48

10) The question of forming a Municipal Corporation for the Bangalore city and the civil station is under consideration & the proposed amendment to Section 51(1)(b) of the Mysore city Municipalities Act, 1933 may perhaps

Amendment of section 51(1)(b) of the Mysore City Municipalities Act, 1933

1389/RL

12/11/48

be examined while ~~in the drafting~~ ~~drafting~~ a Bill ~~on the subject~~ which is being drafted on the subject

Submit for orders

24/11/48 Mas 15-3-48

11) May be examined when Secy. to Corporation Bill and a paper for the Papers enclosed

Mas 19-3-48

12) The draft Bangalore Corporation Bill has been put up separately Clause 396 of the Bill empowers the Corporation to make bye-laws in respect of businesses referred to in section 51(1)(b) of the Mysore City Municipalities Act, 1933, wherever ~~whether~~ ~~such~~ within the City such businesses may be carried on

MSV 24/3

Mas 23-3-48 Asst Secy S.S.G.)

13) 26/11/48

Hon Min.

14) The file may be submitted to the Minister for City Municipalities & Labour for orders whether the Mysore Corporation may be informed that Corporation Bill which is under the active consideration of Govt makes provision for the proposed amendment and that no action is necessary for the present

28/11/48 Minister

15) Rev Secy) 2/12/48

4827
16/ The proposed amendment does not appear to be necessary at present

THE MINISTER FOR CITY MUNICIPALITIES AND MUZRAI
No 82
Date 6-7-1948

17/

18/ Submitted with a draft for approval

Issued with the Mysore Government Banglore daily notification No. 2051/ME 87-48-5 dated 1-9-48

B

10/9/48

RECEIVED 1543 15 SEP 1947 G BRANCH

BANGALORE CITY MUNICIPALITY

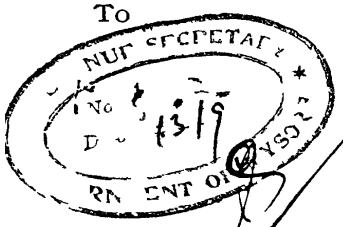
No A8 C 123/47
Encl Two
From

MUNICIPAL OFFICES,
BANGALORE CITY
Dated 11th Sep. 1947

SAFI DARASHAH, Esq, B A,
MUNICIPAL COMMISSIONER,
BANGALORE CITY.

To

Syed Abdul Aleem, Esq, B A,
Secretary to the Government of Myso
Revenue Department, Bangalore



Sir,

I have the honour to state that the bye-laws framed under Section 51(1)(b) from sub clause (i) to (vii) of the M C M Act are applicable only to such business conducted in places not belonging to the Municipal Council, but do not operate in the case of similar business conducted in any place belonging to the Municipality In the interests of public health and safety, it is necessary that these bye-laws should be made applicable to all cases alike whether the place of business belongs to Municipal Council or not The subject having come up before the Bye-law Committee at their meeting held on 13-5-1947, it was resolved that Section 51 be ammended and that the words " not belonging to the Municipal Council" be deleted and the words in Municipal limits" be substituted This resolution of the Bye-law Committee was also approved by the Municipal Council at their meeting held on 27-5-1947

2 Copies of the aforesaid resolutions are enclosed herewith for favour of taking further action in the matter of amending the aforesaid section of the Mysore City Municipalities Act, 1933

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

Forwarded with compliments.

Hon'ble President

hsr/-

L 1038/ 21/10/47

12/10

Proceedings of the meeting of the Bangalore City Municipal Council dated 27-5-1947

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74 Opinion of the Byelaw Committee dated 13-5-1947 that the words "NOT BELONGING TO THE MUNICIPAL COUNCIL" in Sec 51(i)(b) of the M C I Act be deleted and the words "IN MUNICIPAL LIMITS" be substituted

Resolution - A p p r o v e d

Sd/- A J Ihaleel,
Honorary President

"Copy"

Municipal Commissioner

hsr/-

Amend the Act, with the opinion

Proceedings of the Bye-law Committee meeting dated 13-5-1947

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10 Council Resolution dated 22-3-1945 referring the amendment of Sec 51 (1)(b) of M C M Act as follows - For 'not belonging to the Municipal Council' read' in the Municipal limits", to the Bye-law Committee

Resolved as follows -

" The Council recommends to the Government that Section 51 be ~~annexed~~ amended as follows -
That the words " not belonging to the Municipal Council be deleted and the words " in Municipal limits" be substituted

Sd/- G V Ramachar,
Chairman

"Copy"

Municipal Commissioner

L [illegible]
21/10/47

The Municipal Commissioner
Bangalore City

Amending Section 51 (1) b of the Mysore City Municipalities Act 1933

Sir,

With reference to your letter No AG C 123/47 dated 11-9-47 on the above subject, I am directed to request you to forward a detailed note regarding the absolute necessity to amend the Act, with the objects

of the Municipal Advocate in this behalf

Yours truly

for [illegible] Kerr Seq

11/10/

BANGALORE CITY MUNICIPALITY

No A8 C 123/47

MUNICIPAL OFFICES,
BANGALORE

146

Dated 2nd Jany. *19* 48

FROM Safi Darashah, Esq , B A ,
MUNICIPAL COMMISSIONER,
CITY MUNICIPALITY,
BANGALORE

To Syed Abdul Aleem, Esq , B A ,
Secretary to the Government of Mysore,
Revenue Department, Bangalore

SIR,

Subject - Amending Section 51(1) (b)
of the Mysore City Municipalities Act 1933

In reply to your reminder No L 12121 dated 24-12-1947 on the above subject, I have the honour to state that the report called for from the Health Officer has not yet been received and he has been reminded today to expedite the same On receipt of the same a further report will be made in the matter

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

hsr/-

BANGALORE CITY MUNICIPALITY

rnl 8748-4

No A8 C 123/47

Encl One

FROM

MUNICIPAL OFFICES,
BANGALORE CITY

Dated 11th Feb, 1948

SAFI DARASHAH, Esq, B A,
MUNICIPAL COMMISSIONER, BANGALORE CITY

17 FEB 19 4827

146
+268

To

Syed Abdul Aleem, Esq, B A,
Secretary to the Government of Mysore,
Revenue Department, Bangalore

16/2

SIR,

Subject - Amending Section 51(1)(b) of the Mysore City Municipalities Act 1933

In continuation of this office letter of even number dated 22-1-1948 on the above subject, I have the honour to forward herewith a copy of the detailed note received from the Health Officer together with a copy of the report No M A 116/44-45 dated 17-1-1945 from the Municipal Advocate furnishing his opinion in the matter for favour of kind perusal

I have the honour to be,
Sir,
Your most obedient servant,

Darashah

Municipal Commissioner

hsr/-

Copy of Health Officer's report H Gl 7832/47-48 dated 27-1-1948

Ref Forwarding copy of letter No A8 C 123/47 dated 22-1-48 addressed to the Secretary to Govt of Mysore, Revenue Department, regarding Amending Section 51(i)(b) of the Mysore City Municipalities Act 1933

The Bangalore City Municipality has framed the following bye-laws under Section 51(i)(b) of the M C M Act 1933 for licensing, regulating and inspecting certain businesses

1 Market Bye-laws for the sale of meat, fish or fruits and vegetables

2 The Dangerous and Offensive Trades bye-laws for the use of places for certain trades and occupations contemplated in Sec 181 MCM Act such as stocking for sale of charcoal, fuel, hay, kerosene, petrol, dyeing, tanning, burning bricks, tiles, lime kilns etc

3 Byelaws for the use of places as Hotel, Restaurant, Boarding and Lodging House, Coffee House, Sweetmeat shop or Bakery or Aerated Waters

4 Byelaws for the use of places for manufacturing oil and parching grains on large scale for commercial purpose

5 Byelaws for the use of places as Barbershop and Shaving Saloon

6 Byelaws relating to the use of places for boiling Gold and Silver and for the installation of Power driven machinery for several purposes

In accordance with the provision in sub-clause (b) the byelaws framed under it can only operate in respect of any place not belonging to the Municipal Council i e , in private holding If the above mentioned trades are conducted in places belonging to the Municipal Council such as Markets and other buildings, the bye-laws framed under Sec 51(i)(b) cannot be made applicable The Municipality is thus unable to exercise control in these places of business

In the interest of public health and safety, it is necessary that the trades mentioned above wherever conducted in the City area have to be controlled alike by licensing, regulating and inspecting, whether they are carried on in private holding or in places vested in Municipal Council Hence the amendment suggested in letter No A8 C 123/47 dated 11th Sep 1947 from the Municipal Commissioner, Bangalore City, to the Revenue Secretary to Government of Mysore for deleting the words 'not belonging to the Municipal Council' in order to enable the City Municipal Council to frame bye-laws applicable to trades carried on anywhere within the Municipal limits irrespective of the proprietorship of the building This will include trades conducted in Government buildings as well

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Municipal Advocate's No M A 116/44-45 dated 17-1-1945

The proposed amendment is in order and the Government may be be addressed in the matter of amending the same

Sd/- C S Venkataswamy Naidu,
Municipal Advocate

"Copy"

Municipal Commissioner.

To L 2051/ ml 87-48-5

The Hl Commr 1-9-48

Bangalore City Mlty

(Through the Post)

Subject - Amendment of Section 5-1(1)(b) of the Mysore City Municipalities Act 1933 for licensing, regulating and inspecting certain businesses in Bangalore City -

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Sir,

With reference to correspondence ending with your letter No A8C 123/47 dated the 11th February 1948 on the above subject I am directed to state that necessary ~~draft~~ amendment has been made in the Corporation Bill in regard to the above matter ~~and to~~